HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1747 OF 2004.
IN
SUIT NO.2598 OF 1994

The Sangli Bank Ltd. ...Plaintiff

V/s.

M/s.Vishwa Bharat Industries Ltd....Defendant.

And

Rajendra Chandaklal Shah. ...Applicant.

Ms.Nutan Desai, for Plaintiff.

Mr. Ashok Varma for defendant.

CORAM: A.M.KHANWILKAR,J

DATE : JUNE 7, 2005

P.C. :-

1. Heard counsel for the parties. This application is by third party praying for impleadment in suit. The suit is filed by the plaintiff against defendants, simplicitor for recovery of dues and, has no causal connection with the property being flat No. A-8, Mahalaxmi Co-op.Housing Society Ltd., Dahanukar Wadi, Kandiwali(West), Bombay 400 067, which is claimed by the applicant, as having being purchased from the Defendant No.3.

2. In that sense, I find substance in the argument canvassed on behalf of the plaintiff that the applicant is neither necessary nor a proper party to the suit. Without going into any other contentions raised in the present application, the same is disposed of with liberty to the applicant to take recourse to such proceedings, as may be permissible by law.